

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA**

SONY MUSIC ENTERTAINMENT, *et al.*,

Plaintiffs,

v.

COX COMMUNICATIONS, INC. and  
COXCOM, LLC.

Defendants.

Case No. 1:18-cv-00950-LO-JFA

**COX'S MOTION TO EXCLUDE THE TESTIMONY OF  
PUTATIVE EXPERT WILLIAM H. LEHR, Ph.D.**

Pursuant to Federal Rules of Evidence 702, 402, and 403, Cox Communications, Inc. and CoxCom, LLC ("Cox") respectfully requests that the Court exclude all of the opinions and testimony of Plaintiffs' putative expert William H. Lehr, Ph.D., except for those related to his attempts to calculate Cox's profits from the provision of high-speed Internet during the years 2013 and 2014, which should be admitted only to the extent those calculations are separately deemed relevant to statutory damages.

Cox states the specific grounds for their Motion to Exclude in the Memorandum of Law submitted with this Motion, the Declaration of Thomas M. Buchanan, and all exhibits annexed thereto. A Proposed Order granting this motion is attached.

Dated: August 30, 2019

Respectfully submitted,

/s/ Thomas M. Buchanan

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**CERTIFICATE OF SERVICE**

I certify that on August 30, 2019, a copy of the foregoing Cox's Motion to Exclude the Testimony of Putative Expert William H. Lehr, Ph.D., was filed electronically with the Clerk of Court using the ECF system, which will send notifications to ECF participants.

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